

SENATE BILL 1670

By Jackson

AN ACT to amend Tennessee Code Annotated, Title 16,
Chapter 8, Part 3 and Title 55, Chapter 10, Part 3,
relative to municipal courts and municipal
ordinances.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 10, Part 3, is amended by
adding the following new section to be designated as § 55-10-307:

§ 55-10-307.

(a) Any incorporated municipality may by ordinance adopt, by reference,
any of the appropriate provisions of §§ 55-8-101 -- 55-8-180, 55-10-101 -- 55-10-
310, 55-50-301, 55-50-302, 55-50-304, 55-50-305, 55-50- 311, 55-10-312, and
55-12-139, and may by ordinance provide additional regulations for the operation
of vehicles within the municipality, which shall not be in conflict with the
provisions of such sections. All fines, penalties, and forfeitures of bonds imposed
or collected under the terms of §§ 55-50- 311 and 55-50-312, shall be paid over
to the appropriate state agency as provided in § 55-50-604.

(b) The offenses enumerated in subdivisions (b)(1)-(4) are state offenses
and any person arrested for violation of any such offense shall be tried for
violation of state law in state courts or in courts having state jurisdiction in which
such jurisdiction shall be exclusive. Any existing ordinance presently regulating
any of the enumerated offenses and any such ordinance enacted after July 1,
1977, is hereby declared to be void and of no effect. The enumerated offenses
are as follows:

(1) Driving while intoxicated or drugged, as prohibited by § 55-10-

401;

(2) Failing to stop after a traffic accident, as prohibited by part 1 of this chapter;

(3) Driving while license suspended or revoked, as prohibited by § 55-50- 504;

(4) Drag racing, as defined and prohibited by § 55-10-501; and

(5) Possession of five (5) or more grams of methamphetamine, as scheduled in § 39-17-408(d)(2) while operating a motor vehicle in this state. A motor vehicle is in operation if its engine is operating, whether or not the motor vehicle is moving.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.